

SECOND AMENDED  
APPLICATION FOR PERMIT

ASSIGNED  
Nº 33171

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... AUG 16 1977  
Returned to applicant for correction..... FEB 22 1978  
Corrected application filed..... MAR 6 1978  
Map filed..... JAN 12 1978

The applicant..... Big Smokey Land & Cattle Co., c/o Harlan Hock  
P.O. Box 1268....., of..... Tonopah.....  
Street and No. or P.O. Box No. City or Town  
Nev. 89049....., hereby make.... application for permission to appropriate the public  
State and Zip Code No.  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is..... underground.....  
Name of stream, lake or other source.
2. The amount of water applied for is..... 5.4 cfs..... second-feet  
One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... Domestic & Irrigation.....  
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:  
(a) Irrigation (state number of acres to be irrigated)..... 320  
(b) Stockwater (state number and kinds of animals to be watered).....  
(c) Other use (describe fully under "No. 12. Remarks").....  
(d) Power:  
(1) Horsepower developed.....  
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: NE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 13, T6N, R40E, MDB&M, or at a point from which the the NW cor of said Sec. 13 bears  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
N 89° 47' W -- 1330 ft.  
it should be stated.
6. Place of use..... NW $\frac{1}{4}$  Sec. 13, SW $\frac{1}{4}$  Sec. 12, T6N, R40E, MDB&M.....  
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about..... Jan. 1st..... and end about..... Dec. 31st....., of each year.  
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... existing well, motor, pump & pipelines, irrigation - sprinklers  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....10,000
10. Estimated time required to construct works.....3 yrs.
11. Estimated time required to complete the application to beneficial use.....3 yrs.
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant.....Big Smokey Land & Cattle Co.

By s/ J.V. Caselli agent

P.O. Box 201

Compared.....lp/ga

js/bc

Goldfield, Nev -- 89013

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under Permits 33171 and 33172 shall not exceed 1280 acre-feet annually.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....August 6, 1987

Proof of completion of work shall be filed before.....September 6, 1987

Application of water to beneficial use shall be made on or before.....August 6, 1990

Proof of the application of water to beneficial use shall be filed on or before.....September 6, 1990

Map in support of proof of beneficial use shall be filed on or before.....September 6, 1990

Commencement of work filed.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

Recorded.....NOV 5 1987.....Page.....

CANCELLED

OF APPLICANT TO

218 (R)

COMPLY WITH THE PROVISIONS OF PERMIT

County Recorder

STATE ENGINEER

IN TESTIMONY WHEREOF, I.....PETER G. MORROS

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 6th day of August

A.D. 1985

*Peter G. Morros*

State Engineer